

FISCAL NOTE

TO: Chief Clerk of the Senate
Chief Clerk of the House

FROM: James A. Davenport, Executive Director

DATE: March 15, 1995

SUBJECT: **SB 1747 - HB 1762**

This bill, if enacted, will require persons convicted of one of the violent felonies enumerated in the ***3 strikes law*** to serve 100% of the sentence imposed.

The fiscal impact from enactment of this bill is estimated to be an increase in state expenditures of \$57,899,352 for incarceration*. The details of the inmate population growth and costs are shown below. Year 1 represents the first year affected by the increased sentences.

Year 1	2 Inmates	\$ 32,376
Year 2	68 Inmates	\$ 1,092,520
Year 3	472 Inmates	\$ 7,629,186
Year 4	877 Inmates	\$14,185,277
Year 5	1,297 Inmates	\$20,980,124
Year 6	1,745 Inmates	\$28,235,434
Year 7	2,208 Inmates	\$35,714,235
Year 8	2,820 Inmates	\$45,615,795
Year 9	3,346 Inmates	\$54,119,806
Year 10	3,579 Inmates	\$57,899,352

Note: These estimates are produced through the use of the Department of Correction population and cost projection formula.

Further, the fiscal impact from enactment of this bill for the judicial branch to try a substantial number of cases rather than resolving cases through plea bargaining is estimated to result in an increase in recurring state expenditures of \$2,100,040 and one-time

state expenditures of \$279,500. Details of this estimate are shown

below:

OFFICE OF COURT ADMINISTRATION

9 Judges

Salary (\$93,250 ea.)	\$ 839,250
Benefits (\$16,785 ea.)	151,065
Travel (\$2,400 ea.)	21,600
Rent (\$7,200 ea.)	64,800
Utilities (\$1,000 ea.)	9,000
Communications (\$1,800 ea.)	16,200
Maintenance (\$600 ea.)	5,400
Equipment (\$6,500 ea.)	58,500 one-time
Books (\$8,000 ea.)	72,000 one-time
Supplies (\$5,000 ea.)	45,000

9 Secretaries

Salary (\$23,592 ea.)	212,328
Benefits (\$5,898 ea.)	53,082
Equipment (\$6,000)	54,000 one-time

9 Court Reporters

Salary (\$21,000 ea.)	189,000
Benefits (\$5,460 ea.)	49,140
Travel (\$2,000 ea.)	18,000
Supplies (\$2,000 ea.)	18,000
Equipment (\$6,000 ea.)	54,000 one-time

TOTAL COURTS

\$1,930,365

PUBLIC DEFENDERS CONFERENCE

7 Assistant Public Defenders

Salary (\$30,000 ea.)	\$ 210,000
Benefits (\$7,500 ea.)	52,500
Travel (\$500 ea.)	3,500
Communications (\$1,000 ea.)	7,000
Supplies (\$500 ea.)	3,500
Rent (\$2,000 ea.)	14,000
Furniture & Equip. (\$4,000 ea.)	28,000 one-time

3 Secretaries

Salary (\$22,500 ea.)	67,500
Benefits (\$4,725 ea.)	14,175
Communications (\$500 ea.)	1,500
Supplies (\$300 ea.)	900
Furniture & Equip. (\$4,000 ea.)	12,000 one-time

Salary	26,000
Benefits	6,500
Travel	800
Communications	700
Supplies	300
Furniture & Equipment	1,000 one-time

Total Public Defenders	\$449,175
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Judicial Grand Total **\$2,379,540**

In summary:

Cost of Incarceration	\$57,899,352
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Cost of Judicial Process:

Recurring	\$2,100,040
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One-Time	\$279,500
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This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

James A. Dowd

James A. Davenport, Executive Director

**Section 9-6-119, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law.*

**** This bill has a memorandum on a proposed amendment that reduces the fiscal impact of the original bill.**